

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)	CASE NO. CR06-428-MJP
)	
Plaintiff,)	
)	
v.)	
)	DETENTION ORDER
J. ELIAZAR GONZALEZ-RAZURA)	
)	
Defendant.)	
_____)	

Offense charged: Conspiracy to Distribute Heroin and Cocaine, Asset Forfeiture Allegation

Date of Detention Hearing: January 9, 2007

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant has been indicted, together with three co-conspirators, for conspiracy to distribute heroin and cocaine. The maximum penalty of this offense is in excess of ten years.

01 There is therefore a rebuttable presumption against defendant as to both dangerousness and flight
02 risk, under 18 U.S. C. §3142(e).

03 2. Defendant was not interviewed by Pretrial Services. He is believed to be a native
04 and citizen of Mexico. His past criminal history includes warrants for probation violation and
05 failures to appear. He has been involved in prior deportation proceedings, and was subject to
06 expeditious removal from the United States in 2004 for immigration fraud.

07 3. Defendant is associated with other alias names, two F.B.I. numbers and two dates
08 of birth. There is no additional information available regarding his personal history, residence,
09 family ties, ties to this District, income, financial assets or liabilities, physical/mental health or
10 controlled substance use, if any.

11 4. The defendant does not contest detention.

12 5. Taken as a whole, the record does not effectively rebut the presumption that no
13 condition or combination of conditions will reasonably assure the appearance of the defendant as
14 required and the safety of the community.

15 It is therefore ORDERED:

16 (1) Defendant shall be detained pending trial and committed to the custody of the
17 Attorney General for confinement in a correction facility separate, to the extent
18 practicable, from persons awaiting or serving sentences or being held in custody
19 pending appeal;

20 (2) Defendant shall be afforded reasonable opportunity for private consultation with
21 counsel;

22 (3) On order of a court of the United States or on request of an attorney for the

01 Government, the person in charge of the corrections facility in which defendant is
02 confined shall deliver the defendant to a United States Marshal for the purpose of
03 an appearance in connection with a court proceeding; and

- 04 (4) The clerk shall direct copies of this Order to counsel for the United States, to
05 counsel for the defendant, to the United States Marshal, and to the United States
06 Pretrial Services Officer.

07 DATED this 9th day of January, 2007.

08 
09 Mary Alice Theiler
10 United States Magistrate Judge
11
12
13
14
15
16
17
18
19
20
21
22